

**Grant of Request for Extension of  
Small Refinery Temporary Exemption  
Under the Renewable Fuel Standards Program  
For  
Sinclair Wyoming Refining Company's  
Sinclair Wyoming Refinery**

**Contains Information Claimed by  
The Sinclair Companies  
To be Confidential Business Information**

EPA received a petition from Sinclair Wyoming Refining Company (“SWRC” or “Sinclair”) dated July 18, 2016, for a one-year extension of the Renewable Fuel Standard (RFS) small refinery exemption for the Sinclair Wyoming Refinery (“SWR”) for SWR’s 2015 RFS obligations. EPA denied the petition in a decision issued October 19, 2016. SWR promptly challenged EPA’s denial in the United States Court of Appeals for the Tenth Circuit by filing a petition for review on December 15, 2016.<sup>1</sup> On December 14, 2017, the Court vacated the decision and remanded the matter to EPA for further proceedings consistent with the decision in *Sinclair Wyoming Refining Co. v. EPA*, 874 F.3d 1159 (10th Cir. 2017).<sup>2</sup> Upon reconsideration, EPA has now reached a different conclusion. For the reasons described herein, EPA is granting SWRC’s request for an extension of SWR’s RFS small refinery exemption for 2015.

Redacted Material Not Subject to Review Per Court’s 7/23/2020 Minute Order

Contains Material Claimed as Confidential Business Information

This decision is a final agency action for purposes of CAA section 307(b)(1). Pursuant to CAA section 307(b)(1), judicial review of this final agency action may be sought in the United States Court of Appeals for the appropriate circuit. This action is not a rulemaking and is not subject to the various statutory and other provisions applicable to a rulemaking.